## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Inventors:

Toshiyuki UEHARA, et al.

Application No.:

New PCT National Stage Application

Filed:

May 19, 2005

For:

RADIO COMMUNICATION METHOD, RADIO COMMUNICATION

SYSTEM, RADIO BASE STATION APPARATUS, AND

COMMUNICATION TERMINAL APPARATUS

## INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner of Patents Washington, DC 20231

Dear Sir:

Pursuant to Rules 56 and 99, Applicants hereby call the attention of the Patent Office to the art listed on the attached Form PTO 1449. Copies of the art cited in the International Search Report (ISR), which issued by the JPO, are made available to the U.S. examiner in the national stage application, pursuant to MPEP 1893.03(g), and therefore copies of such art are not submitted herewith. The art cited in the ISR is listed on the attached PTO-1449 for an indication of consideration by the examiner. Copies of any other references listed on the PTO-1449, besides those cited in the ISR, are submitted herewith. The 3GPP 25.896 is discussed in the present application at page 4, line 2 et seq. The TSG RAN document is discussed in the present application at page 5, line 24 et seq. US '596 corresponds to JP '090 and US '714 corresponds to JP '991.

Applicants present this art so that the Patent Office may, in the first instance, determine any relevancy thereof to the presently claimed invention, see <a href="Beckman Instruments">Beckman Instruments</a>, Inc. v. Chemtronics, Inc., 439 F.2d 1369, 1380, 165 USPQ 355, 364 (5th Cir. 1970). Also see Patent Office Rules 104 and 106.

Applicants respectfully request that this art be expressly considered during the prosecution of this application and made of record herein and appear among the "References Cited" on any patent to issue herefrom.

Respectfully submitted,

Registration No. 28,732

JEL/spp

ATTORNEY DOCKET NO. L9289.05133

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(Rev. 4/92) U.S. Department of Commerce Patent and Trademark Office

· July

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use several sheets if necessary)

ATTY. DOCKET NO.

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Unassigned

APPLICANT	PLICANT  Toshiyuki UEHARA, et al.				
FILING DATE		GROUP	_		

**U.S. PATENT DOCUMENTS** FILING DATE APPROPRIATE FXAMINER SUBCLASS **DOCUMENT NUMBER** DATE NAME CLASS 9 07/2004 Fiorini et al. 6 7 6 0 5 6 2 7 2002 0 0 1 1 4 02/2004 Seguin **FOREIGN PATENT DOCUMENTS** SUBCLASS DOCUMENT NUMBER DATE COUNTRY CLASS TRANSLATION YES NO 5 9 0 05/2003 JP 2003 6 0 2002 0 2 6 9 9 1 01/2002 JP OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.) PCT International Search Report dated December 7, 2004. Telecom MODUS, NEC, "Robust feedback scheme for closed loop rate control in E-DCH," 3GPP TSG-RAN WG1#1 32 R1-030547, 7 pages, May, 2003. 3GPP TR 25.896 V0.3.1, "Feasibility Study for Enhanced Uplink for UTRA FDD," Aug. 2003, pages 13 to15.

**EXAMINER** 

**DATE CONSIDERED** 

EXAMINER: Initial if citation is considered, draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.